

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS**

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IN RE PHARMACEUTICAL INDUSTRY	)	MDL NO. 1456
AVERAGE WHOLESALE PRICE	)	
LITIGATION	)	Civil Action No. 01-12257-PBS
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THIS DOCUMENT RELATES TO	)	Judge Patti B. Saris
01-CV-12257-PBS	)	Chief Mag. Judge Marianne B. Bowler
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**STATUS REPORT December 1, 2009**

Pursuant to the Court's June 17, 2004 Procedural Order, the undersigned counsel for Plaintiffs and Defendants hereby submit the attached status report to the Court listing the status of all pending motions to date.

Respectfully Submitted,

PLAINTIFFS' LEAD COUNSEL  
ON BEHALF OF ALL PLAINTIFFS

By: /s/ Thomas M. Sobol

DATED: December 1, 2009

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ON BEHALF OF DEFENDANTS

By: /s/ Katherine B. Schmeckpeper

DATED: December 1, 2009

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**CERTIFICATE OF SERVICE**

I hereby certify that on December 1, 2009, I caused a true and correct copy of the foregoing Status Report to be served on all counsel of record by electronic service pursuant to Case Management Order No. 2 by sending a copy to Lexis/Nexis File & Serve for posting and notification to all parties.

/s/ Katherine B. Schmeckpeper

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